

### **Remarks**

1. The Examiner objects to Claim 1 because the Examiner feels that Claim 1 is an apparatus claim reciting method claim language. Applicant respectfully submits that Claim 1 is a method claim. It begins as "A method for setting an initial servo track pitch for a servo system for a hard disk...the method comprising the steps of:." Therefore, Claim 1 is indeed a method claim.

2. The Examiner objects to the language "the initial servo track pitch" of Claim 1 on line 15 as lacking antecedent basis. Applicant has amended the language to read "an initial servo track pitch" to comply with the objection of the Examiner.

3. A terminal disclaimer in compliance with 37 CFR 1.321(c) is attached to the response to overcome the double patenting objection over copending Patent Application No. 10/673,771.

Applicant believes the pending claims are now in a condition for allowance.

The Examiner is respectfully requested to issue a notice of allowance for the pending claims.

Respectfully submitted,

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By:

  
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